

Nevada Department of Taxation Regulatory Workshop

NEVADA LEGISLATIVE BUILDING
401 S. Carson Street, Room 2135
Carson City, Nevada

VIDEO CONFERENCE

Legislative Counsel Bureau
Grant Sawyer State Office Building 555
E Washington Avenue, Room 4401
Las Vegas, Nevada

February 24, 2020
9:00 A.M.

Note: Items on this agenda may be taken in a different order than listed.
Items may be combined for consideration by the Department of Taxation.
Items may be pulled or removed from the agenda at any time.

- I. Public Comment – In consideration of others, who may also wish to provide public comment, please avoid repetition and limit your comments to no more than five (5) minutes.
- II. The Department will hold a workshop to solicit comments from interested persons on the following general topics: The purpose of sales tax, the gross receipts from rentals or leases of tangible personal property must be reported and the tax paid in accordance with such regulations as the Department of Taxation may prescribe. (NRS 372.385) Existing regulations provide that, if a lessee of tangible personal property is held responsible for damages to the property, any charges assessed against the lessee for those damages are exclusive of the original rental or lease contract for purpose of sales tax. The Department will treat such charges as a taxable sale of tangible personal property from the person who makes the repair for the lessor or from the lessor for the responsible party. (NAC 372.922, 372.940) This regulation clarifies that the provisions applicable to charges for damages to rented or leased property also apply to charges assessed against a lessee who is held responsible for the loss of the rented or leased property. Thus, the Department will treat such charges as a taxable sale from the person who provides a replacement for the property to the lessor in the same manner as from a person who makes a repair for the lessor. Section 1. of this regulation makes this clarification applicable to tangible personal property that is acquired for lease or rental on or before June 15, 2015. Section 2. of this regulation makes this clarification applicable to tangible personal property that is acquired for lease or rental after June 15, 2015.
- III. **Public Comment – In consideration of others, who may also wish to provide public comment, please avoid repetition and limit your comments to no more than five (5) minutes.
- IV. Adjourn

**This item is to receive public comment on any issue and any discussion of those issues; provided that comment will be limited to areas relevant to and within the authority of the Nevada Department of Taxation. No action will be taken on any items raised in the public comment period. Public Comment may not be limited based on viewpoint.

Please contact George Hritz 775-684-2059 or ghritz@tax.state.nv.us for any support materials. The support materials will be made available at the Department of Taxation, 1550 College Pkwy, Carson City, NV and made available during the meeting located at the Nevada Legislative Building, 401 S. Carson Street, Room 2135 Carson City, NV and the Legislative Counsel Bureau Grant Sawyer State Office Building, 555 E. Washington Avenue, Room 4401 Las Vegas, NV.

Members of the public who are disabled and require accommodations or assistance at this meeting are requested to notify the Department of Taxation in writing or call 775-684-2030 prior to the meeting.

Notice of this meeting has been posted at the Department of Taxation 1550 College Parkway, Carson City, NV.

Notice has been EMAILED for posting at the following locations: Department of Taxation - 4600 Kietzke Lane, Building L, Suite 235, Reno, Nevada; Department of Taxation - 555 E. Washington Avenue, Grant Sawyer Office Building, Las Vegas, Nevada; Department of Taxation – 2550 Paseo Verde Parkway, Suite 180, Henderson; The Legislative Building, Capitol Complex, Carson City, Nevada; and the Nevada State Library, 100 Stewart Street, Carson City, Nevada, County Public Library's, Interested Parties email list maintained by the Department. The agenda will be posted to the Nevada Public Notice Website: <https://notice.nv.gov/>. Department of Taxation website at <https://tax.nv.gov/> and on the Legislative website at <https://www.leg.state.nv.us/>